Docket No.: 7675 (3225-034)

PATENT

In re Application of

Keith BOLAND

Serial No. 09/086,627

Filed: May 29, 1998

: Group Art Unit: 2153

: Examiner: B. Edelman

:

For: METHOD AND APPARATUS FOR ALLOCATING NETWORK RESOURCES AND CHANGING THE ALLOCATION BASED ON DYNAMIC WORKLOAD CHANGES

COMMISSIONER FOR PATENTS
Washington, D.C. 20231

Dear Sir:

Transmitted herewith is an Amendment in the above identified application.

[   ] No additional fee is required.
[   ] Small entity status of this application has been established .

[   ] A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.
[   ] Also attached:

The fee has been calculated as shown below:

|  | NO. OF CLAIMS | HIGHEST PREVIOUSLY PAID FOR | EXTRA CLAIMS | RATE | FEE |
|---|---|---|---|---|---|
| Total Claims | 14 | 20 | 0 | x $ 18 = | $ 0.00 |
| Independent Claims | 5 | 4 | 1 | x $ 80 = | $ 80.00 |
| | | If multiple claims newly presented, add $260.00 | | | $0.00 |
| | | Fee for extension of time | | | $0.00 |
| | | | | | |
| | | | | TOTAL FEE DUE | $ 80.00 |

[ X ] A credit card authorization form in the amount of  $80.00 is attached
[ X ] The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment, to Deposit Account No. 07-1337, including any filing  fees under 37 CFR 1.16 for presentation of extra claims and any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

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# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Keith BOLAND      :

Serial No. 09/086,627      : Group Art Unit: 2153

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## AMENDMENT

COMMISSIONER FOR PATENTS
Washington, D. C. 20231

Sir:

The following amendments and remarks are submitted in response to the Official Action dated April 18, 2001.

IN THE CLAIMS:

Please amend claims 1 and 11-14 as follows:

1. (Twice Amended) A method of allocating network resources on a computer network, comprising:

monitoring at least two nodes on the computer network among at least a first process and a second process for allocation of computer resources on each of the at least two nodes;

assigning a priority to each of the at least two processes, the second process being assigned a lower priority than the first process;

for the first process running on at least one of the two nodes, setting a minimum resource